

**Methodology to Indicate Changes to
DPH-17-009 – Radiologic Technology Act Regulations:
RTCC Recommendations**

The proposed changes for comment that are the subject of this 15-day public comment period are indicated as follows:

- Deleted text is indicated by double strike-through (~~strike-through~~).
- Additions to the regulation text are indicated by double underline (underline).

Regulation text not subject to this 15-day public comment period are presented for the reader's convenience and are indicated as follows:

- Deleted text as initially proposed is indicated by single strike-through (~~strike-through~~).
- Added text as initially proposed is indicated by single underline (underline).

**California Code of Regulations
Title 17. Public Health
Division 1. Department of Health Services
Chapter 5. Sanitation
Subchapter 4. Radiation
Group 3. Standards for Protection Against Radiation**

Article 4. Special Requirements for the Use of X-Ray in the Healing Arts

Amend Section 30307 to read as follows:

§ 30307. Fluoroscopic Installations.

(a) through (c) *No change to Text.*

(d) The user shall record for each patient the cumulative air kerma, if provided by the equipment, or, if it is not provided, ensure that the total fluoroscopic irradiation time and, if provided by the equipment, the cumulative air kerma, as those. The terms “cumulative air kerma” and “fluoroscopic irradiation time” are as defined in title 21, Code of Federal Regulations, Part 1020.30(b) referenced in section 30305(a)(4), are recorded for each patient. This record shall be maintained for three years, and made available for inspection by the Department. ~~The record need not, but may, The recorded value shall be trackable to the particular patient but need not be retained in the patient’s medical record or identify a patient by name but the recorded value shall be trackable to the particular patient.~~

Note: Authority cited: Sections 102, 208 and 25811, Health and Safety Code.
Reference: Sections 25801, 25802, 25811 and 25815, Health and Safety Code.

Amend section 30418 to read as follows:

§ 30418. Faculty Requirements and Qualifications.

(a) through (c) *No change to initially proposed text*

(d) Approved schools shall ensure that instructors providing instruction specified in those sections identified in subsection (d)(1) meet the criteria specified in subsection (d)(2):

(1) Sections 30421(a), 30422(a), 30423(b), (c), and (f)(b)(1), 30424(a)(1) through (a)(5), 30425(a)(1) through (a)(3), or 30427(a) and (b); and

(2) Instructors shall be qualified to teach the subject, hold academic or professional credentials appropriate to the subject content area taught, be knowledgeable of course development, instruction, evaluation, and academic advising, and, if applicable, be certified or permitted pursuant to the Act. The approved school shall document how the individual meets the criteria and shall maintain that documentation for Department inspection.

(e) *No change to text.*

Note: Authority cited: Sections 114870(a) and 131200, Health and Safety Code.
Reference: Sections 114870(a), 131050, 131051 and 131052, Health and Safety Code.

Subchapter 4.5. Radiologic Technology
Group 3. Certificates for Radiologic Technologists and Permits for Limited
Permit X-Ray Technicians.
Article 1. Certification of Radiologic Technologists

Adopt Section 30441 within Article 1 of Group 3 of Subchapter 4.5 to read as follows:

§ 30441. CRT Scope of Practice.

(a) Subject to subsection (c), the scope of practice of a certified radiologic technologist (CRT) includes, but is not limited to:

(1) through (8) *No change to initially proposed text.*

~~(9) Identifying, preparing or administering medications as prescribed by a licentiate of the healing arts in accordance with the facility's policies and procedures including the administration of medications via an existing access line or port such as an intravenous (IV) line, or peripherally inserted cardiac catheter (PICC), provided a licensed physician is physically present in the facility and available to provide immediate medical intervention to prevent or mitigate injury to the patient in the event of adverse reaction. For purposes of this provision, "medications" means any chemical substance intended for use in the medical diagnosis, cure, treatment or prevention of disease. This provision shall not be construed to authorize a CRT to establish an IV line, PICC,~~

~~central line or other vascular access site, or to authorize the identification, preparation or administration of radioactive material including radiopharmaceuticals, or to perform nuclear medicine technology as defined in Health and Safety Code section 107150.~~

~~(9)(10)~~ *No change to initially proposed text.*

~~(10)(11)~~ *No change to initially proposed text.*

~~(11)(12)~~ *No change to initially proposed text.*

~~(12)(13)~~ *No change to initially proposed text.*

~~(13)(14)~~ *No change to initially proposed text.*

~~(14)(15) Performing, appropriate to the individual's certification,~~ diagnostic or therapeutic radiologic procedures as prescribed by a licentiate of the healing arts, provided the individual holds a current and valid certificate or permit issued pursuant to, as applicable, sections 30440, 30451, or 30455.1.

~~(15)(16)~~ *No change to initially proposed text.*

~~(16)(17)~~ *No change to initially proposed text.*

~~(17)(18)~~ *No change to initially proposed text.*

(b) and (c) *No change to initially proposed text.*

Note: Authority: Sections 114870(a) and 131200, Health and Safety Code. Reference: Sections 106965, 106980, 106985, 114870, 131050, 131051 and 131052, Health and Safety Code.

SUPPLEMENTAL STATEMENT OF REASONS

The California Department of Public Health (Department) has instituted additional changes to these proposed regulations which are discussed below. These changes are either initiated by the Department or in response to comments that were received during the 45-day public comment period, which ended on August 5, 2019. Additional discussion to the Initial Statement of Reasons (ISR) and documents relied upon, identified below, are added to the rulemaking file.

Documents Relied Upon: For purposes of Government Code section 11347.1, this document, "Supplemental Statement of Reasons," is added to the rulemaking file, deemed a document relied upon, and designated as **Reference 11**.

Regulation Text:

Section 30307(d): Except for the following, no additional changes to this section are proposed:

- The text is revised to clarify which value must be recorded. As proposed, the user was required to record two values (i.e., total fluoroscopic irradiation time and cumulative air kerma). However, the total fluoroscopic irradiation time is needed only when the equipment does not provide cumulative air kerma value.
- The first sentence is further revised for clarity and simplicity by splitting the sentence into two sentences.
- The last (i.e., third) sentence is revised for clarity and simplicity.

Section 30418(d)(1): Except for the following, no additional changes to this section are proposed:

- As initially noticed, section 30418(d) was not proposed to be revised. However, due to the proposed revision of section 30423, to which section 30418(d)(1) cites, section 30418(d)(1) is revised to ensure the provision correctly cites to section 30423(b)(1) for clarity.

Section 30441: Except for the following, no additional changes to this section are proposed:

- Due to comments, subsection (a)(9) is deleted for further evaluation.
- Due to deletion of subsection (a)(9), paragraphs (10) through (18) of subsection (a) are recodified to maintain a coherent structure.
- Subsection (a)(15), recodified to (a)(14), is revised to remove unnecessary language since the certificate or permit, issued pursuant to the cited sections, states what is authorized. For clarity, a comma is added between "arts" and "provided."